



Entered on Docket
September 20, 2011

A handwritten signature in dark ink, appearing to read "L. B. Riegle", is written over a horizontal line.

Hon. Linda B. Riegle
United States Bankruptcy Judge

TIFFANY & BOSCO, P.A.

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Wachovia Bank of Delaware, NA
10-74650

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

Scott Hunt and Kimberly Hunt

Debtors.

BK-S-10-31555-lbr

MS Motion No. 36
Date: September 14, 2011
Time: 11:00 AM

Chapter 13

ORDER RE ADEQUATE PROTECTION

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing in the above-entitled Court, all appearances as noted on court record, and based upon all the papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtors will cure the
 2 post-petition arrearages currently due as follows:

3 4 Monthly Payments at \$1,245.58	\$4,982.32
4 (May 1, 2011 - August 1, 2011)	
5 4 Late Charges at \$62.28	\$249.12
6 (May 1, 2011 - August 1, 2011)	
7 Motion for Relief Filing Fee	\$150.00
8 Attorneys Fees	\$750.00
9 Suspense Amount	(\$22.10)
10 Total	\$6,109.34

11 The total arrearage shall be paid in six monthly installments. Payments one
 12 through five (1-5) in the amount of \$1,018.23 shall be in addition to the regular monthly payment
 13 and shall be due on or before the 20th day of the month commencing with the September 20,
 14 2011 payment and continuing throughout and concluding on or before January 20, 2011. The
 15 sixth final payment in the amount of \$1,018.19 shall be paid on or before February 20, 2011.

16 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtors shall resume
 17 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,
 18 beginning with the September 1, 2011 payment, on Secured Creditor's Trust obligation,
 19 encumbering the subject Property, generally described as 4357 Scarlet Sea Avenue , North Las
 20 Vegas, NV 89031, and legally described as follows:

21 ALL THAT CERTAIN PROPERTY SITUATED IN CITY OF NORTH LAS VEGAS IN
 22 THE COUNTY OF CLARK AND STATE OF NEVADA AND BEING DESCRIBED IN
 23 ADEED DATED 1210911998 AND RECORDED 1211111998 IN INSTRUMENT
 24 NUMBER 19981211-128 AMONG THE LAND RECORDS OF THE COUNTY AND
 25 STATE SET FORTH ABOVE AND REFERENCED FOLLOWS:
 26 LOT 59, BLOCK 5, SUBDIVISION NORTHBROOK UNIT 4, PLAT BOOK 82, PLAT
 PAGE 69.

08/17/2011 13:52 FAX

1 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make
2 any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured
3 Creditor's obligation, allowing the normal grace period, then Secured Creditor may file and serve
4 upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition.
5 For each such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of
6 \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors
7 have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order
8 vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed
9 with enforcing its Security interest in the subject Property, pursuant to applicable State Law, and
10 take any action necessary to obtain complete possession thereof.

11
12 Submitted by:

13 TIFFANY & BOSCO, P.A.

14
15 By

16 GREGORY L. WILDE, ESQ.
17 Attorneys for Secured Creditor
212 South Jones Boulevard
Las Vegas, Nevada 89107

18 APPROVED AS TO FORM & CONTENT:

19 Rick A. Yarnall

20 By

21 RICK A. YARNALL
22 701 BRIDGER AVE., #820
23 LAS VEGAS, NV 89101

Randolph Goldberg

24 By

25 RANDOLPH GOLDBERG
26 Attorney for Debtors
4000 S. Eastern Ave. #200
Las Vegas, NV 89119

Nevada Bar No.

5970

1 ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately
3 reflects the court's ruling and that (check one):

4 ☐ The court has waived the requirements set forth in LR 9021(b)(1).

5 ☐ No party appeared at the hearing or filed an objection to the motion.

6 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and
7 any trustee appointed in this case any unrepresented parties who appeared at the hearing,
8 and each has approved or disapproved the order, or failed to respond, as indicated below.

9 Debtor's counsel:

10 ☒ approved the form of this order ☐ disapproved the form of this order

11 ☐ waived the right to review the order and/or ☐ failed to respond to the document

12 ☐ appeared at the hearing, waived the right to review the order

13 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

14 Trustee:

15 ☒ approved the form of this order ☐ disapproved the form of this order

16 ☐ waived the right to review the order and/or ☐ failed to respond to the document

17
18
19 ☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the
20 motion pursuant to LR 9014(g), and that no party has objected to the form or content of the
21 order.

22 I declare under penalty and perjury that the foregoing is true and correct.

23 Submitted by:

24 /s/ Gregory L. Wilde, Esq.

25 Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor